vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1432 OF 1999

Shrivardhan Nagar Palika
Parishad, Shrivardhan, Raigad ... Petitioner

V/s.

Shri mahadeo Pandurang Bhagat & Ors. ... Respondents

Mr.C.G. Gavnekar for Petitioner
Mr.A.P. Vanarse, AGP, for Respondent No.9

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **JULY 9, 2007**

P.C.:

. This writ petition has been filed against an interim order passed in complaint (ULP) No.675 of 1990. By this order, the petitioners were restrained from recruiting fresh hands in the category of employment in which the respondent workmen were employed. This order was passed on 10.12.1990. The writ petition was filed on 24.12.1998. In fact, it should have been dismissed at the stage of admission itself in view of the delay.

2. However, the writ petition has been admitted and by an ad-interim order, the impugned order dated 10.12.1990 was stayed. It was therefore clarified thus:

> "... It is clarified that any appointment that maybe made by the Petitioner shall be subject to

> the decision in complaint ULP No.675/1990 pending before the Industrial Court, Thane. It is further directed that the petitioner shall inform every person, who is appointed that his appointment is subject to aforesaid direction.

3. In all probability, the complaint has already been disposed of since it is of the year 1990. In the event it has not been disposed of, the Industrial Court to dispose of the same within three months from today. The aforesaid clarification will continue pending the disposal of the complaint.

4. Writ petition is disposed of accordingly.